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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6654 OF 2007

M/s.Sahney Kirkwood Pvt. Ltd. ... Petitioner
V/s.
Engineering Workers' Union & Ors. ... Respondents

Mr.H.H. Madon for Petitioner
Mr.Ravindran Nair for Respondents

CORAM: **SMT.NISHITA MHATRE, J.**
DATED: **SEPTEMBER 10, 2007**

P.C.:

. The grievance in this petition is that the Labour Court has not heard the arguments on behalf of the Petitioner before allowing the application filed by the workman to lead evidence. This application was dated 6.1.2007. A reply was filed by the petitioner on 16.2.2007. The application was allowed on 14.3.2007 without arguments being heard on behalf of the petitioner.

2. In such circumstances, the order allowing the workman to lead evidence is set aside. The Labour Court shall hear arguments on the application filed by the workman on 6.1.2007, on the next date of hearing. It shall consider the affidavit filed by the workman in lieu of examination in chief, only if it allows the application.

3. Petition is disposed of accordingly.